

# EXHIBIT “6”



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**JOANNA B. ROSENBLATT**

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926 RXR Plaza

Uniondale, NY 11556-0926

T 516.357.3000 F 516.357.3333

April 11, 2025

Greenbills LLC  
7122 Bay Parkway  
2<sup>nd</sup> Floor  
Brooklyn, New York 11204

Re: *Government Employees Ins. Company, et al. v. Harbor Medical PC*  
Case No. 2:23-cv-09038(NCM)(AYS)  
RR File No.: 005100-3244

Dear Greenbills LLC:

We represent Plaintiffs Government Employees Insurance Company, GEICO Indemnity Company, GEICO General Insurance Company, and GEICO Casualty Company (collectively "Plaintiffs" or "GEICO") in the above-referenced matter. We are attempting to reach you in good faith regarding your compliance with an outstanding subpoena. See Exhibit 1.

On April 7, 2025, you were served with a subpoena for a deposition in the above captioned matter. You were due to appear on April 9, 2025. However, you did not respond in any way, nor did you seek an extension of time to respond to the subpoena.

Please contact the undersigned on or before April 18, 2025 to discuss your compliance with the subpoena and avoid the need to seek court intervention.

Very truly yours,  
RIVKIN RADLER LLP

*Joanna Rosenblatt*  
Joanna Rosenblatt

# EXHIBIT 1

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

Government Employees Insurance Company et al.

Plaintiff

v.

Harbor Medical PC et al.

Defendant

Civil Action No. 2:23-cv-09038(NCM)(AYS)

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To:

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(Name of person to whom this subpoena is directed)

☒ Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoena about the following matters, or those set forth in an attachment, and you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters: See attached Rider "A"

Place:

Date and Time:

01 /J/2025 10:00 am/

The deposition will be recorded by this method:

☐ Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material:

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 0H/GF/2025/

CLERK OF COURT

OR

/s/ Joanna Rosenblatt

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Plaintiffs, Government Employees Insurance Company, et al. , who issues or requests this subpoena, are: Joanna Rosenblatt, 926 RXR Plaza, Uniondale, NY 11556, joanna.rosenblatt@rivkin.com, 516-357-3139

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:23-cv-09038(NCM)(AYS)

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_ .

☐ I served the subpoena by delivering a copy to the named individual as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_  
\_\_\_\_\_ .

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_ .

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_  
\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

Print

Save As...

Add Attachment

Reset

**Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**

**(c) Place of Compliance.**

**(1) For a Trial, Hearing, or Deposition.** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
  - (i) is a party or a party's officer; or
  - (ii) is commanded to attend a trial and would not incur substantial expense.

**(2) For Other Discovery.** A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

**(d) Protecting a Person Subject to a Subpoena; Enforcement.**

**(1) Avoiding Undue Burden or Expense; Sanctions.** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

**(2) Command to Produce Materials or Permit Inspection.**

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

**(3) Quashing or Modifying a Subpoena.**

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

**(e) Duties in Responding to a Subpoena.**

**(1) Producing Documents or Electronically Stored Information.** These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

**(2) Claiming Privilege or Protection.**

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

**(g) Contempt.**

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

**RIDER “A” to SUBPOENA**

**GREENBILLS LLC**

7122 Bay Parkway, 2<sup>nd</sup> Floor, Brooklyn, New York 11204

Pursuant to Fed. R. Civ. P. 30(b)(6), Greenbills LLC (“Greenbills”) shall designate one or more offices, directors, or managing agents, or other persons who will testify on its behalf with respect to the subject matters set forth below.

Time Period: January 1, 2018 to the Present

Persons and Entities at Issue:

1. Harbor Medical Group, PC;
2. Confident Medical Services PC;
3. Coastal Medical PC;
4. Alexandr Alexeevich Zaitsev, MD;
5. Mark Kaminar;
6. Anthony Benevenga;
7. Financial Vision Group LLC;
8. Financial Vision Group II LLC f/k/a ADF Equities LLC;
9. Financial Vision Group III LLC;
10. Financial Vision Group IV LLC;
11. Daniel Kandhorov; and
12. Robert Kelly, DO.

Definitions: The term “Greenbills” shall include any individual or entity acting on its behalf.

The term “Persons and Entities at Issue” (as set forth above) shall include any individual or entity acting on behalf of any of the “Person and Entities” at issue.

The term “PC Defendants” means Harbor Medical Group, PC, Confident Medical Services PC, and/or Coastal Medical PC.

The term “communication” shall be construed to include each and every type of oral or written method of contact, including but not limited to correspondence, voicemail messages, e-mails, twitter, instant messages, and messages sent via facsimile, provided the same have been or can be reduced to a writing, transmission of any type, or to an audio, video, or digital recording.

The term “payment” means anything of value.

Topics for Examination Pursuant to Fed. R. Civ. P. 30(b)(6):

- (i) The nature of the business relationship(s) between Greenbills and any of the Persons and Entities at Issue relating to the PC Defendants, including but not limited to the inception and termination of the business relationship(s).
- (ii) Any contracts or agreements (written or unwritten) between Greenbills and any of the Persons and Entities at Issue relating to the PC Defendants.
- (iii) All documents reflecting or demonstrating any services performed or provided by Greenbills to, for, or on behalf of any of the Persons and Entities at Issue, including but not limited to invoices, account statements, bills, receipts, order records, etc.
- (iv) The communications (written or unwritten) between Greenbills and any of the Persons and Entities at Issue relating to the PC Defendants.
- (v) The charges and payments between Greenbills and any of the Persons and Entities at Issue relating to the PC Defendants.
- (vi) The services provided by Greenbills to, for, or on behalf of any of the Persons and Entities at Issue relating to the PC Defendants.
- (vii) The identity and job functions of the person(s) who interacted on behalf of Greenbills with the Persons and Entities at Issue relating to the PC Defendants.
- (viii) The identity of the person(s) who interacted on behalf of the PC Defendants with Greenbills.

**Please be advised that Greenbills has a duty to confer with Plaintiffs regarding this subpoena. Please contact Rivkin Radler LLP, c/o Joanna Rosenblatt, Esq. with any questions at (516) 357-3139 or [joanna.rosenblatt@rivkin.com](mailto:joanna.rosenblatt@rivkin.com).**



AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)

).ss.:

COUNTY OF NASSAU )

I, AMAR SINGH, being duly sworn depose and say: that deponent is not a party to the action, is over 18 years of age and resides within the County of Nassau in the State of New York,

That on April 11, 2025, deponent served the within **Letter Dated April 11, 2025 Regarding Subpoena Compliance** by depositing a true copy thereof enclosed in a post-paid properly addressed wrapper, in an office depository under the exclusive care and custody of United States Postal Service within the State of New York, addressed to each of the following persons at the last known address set forth after each name:

Greenbills LLC  
7122 Bay Parkway, 2nd Floor  
Brooklyn, New York 11204

  
\_\_\_\_\_  
AMAR SINGH

SWORN TO BEFORE ME ON  
On the 11<sup>th</sup> day of April, 2025

  
\_\_\_\_\_  
NOTARY PUBLIC

JOHN RYAN HOTALING  
Notary Public, State of New York  
No. 01HO0028007  
Qualified in Nassau County  
Commission Expires 08-16-2028